

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CELGENE CORPORATION and
ASTELLAS PHARMA INC.,

Plaintiffs,

V.

FRESENIUS KABI USA, LLC, et al.

Defendants.

C.A. No. 14-571-RGA
(CONSOLIDATED)

**UNOPPOSED MOTION TO AUTHORIZE DEPOSITION
AT UNITED STATES CONSULATE IN OSAKA, JAPAN**

Defendant InnoPharma, Inc. (“InnoPharma”), through its undersigned counsel, hereby moves the Court for an order authorizing the deposition of Messrs. Michio Yamashita and Michizane Hashimoto to take place at the United States Consulate in Osaka, Japan, pursuant to Article 17 of the United States - Japan Consular Convention.¹ Messrs. Yamashita and Hashimoto have agreed to have their depositions taken in Osaka, Japan on January 13 and 14, 2016.

The Consulate in Osaka, Japan has informed counsel for InnoPharma that the Consulate must receive an order from this Court authorizing that the deposition of Messrs. Hashimoto and Yamashita be taken at the Consulate, naming all other individuals who will be present, and containing other specific language needed to process the deposition request. Therefore, InnoPharma requests that the Court enter the attached proposed order, which meets these requirements.

¹ Pursuant to Local Rule 7.1.1, the parties have met and conferred. Plaintiffs Celgene Corporation and Astellas Pharma Inc. do not oppose this motion.

Per the request of the Osaka Consulate, InnoPharma further requests that the Court affix its seal to the attached order.

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